



**Rodney A. Maile**  
ADMINISTRATIVE DIRECTOR

**Brandon M. Kimura**  
DEPUTY ADMINISTRATIVE DIRECTOR

March 1, 2019

The Honorable Ronald D. Kouchi  
President of the Senate  
Thirtieth State Legislature, 2019  
State of Hawai'i  
State Capitol, Room 409  
415 South Beretania Street  
Honolulu, HI 96813

The Honorable Scott K. Saiki  
Speaker of the House of Representatives  
Thirtieth State Legislature, 2019  
State of Hawai'i  
State Capitol, Room 431  
415 South Beretania Street  
Honolulu, HI 96813

Dear President Kouchi and Speaker Saiki:

Pursuant to Section 803-47(b), Hawai'i Revised Statutes, the Judiciary respectfully transmits the following report relating to wire, oral, or electronic communications and reports concerning pen registers and trap and trace devices based on information received from the Attorney General and the County Prosecuting Attorneys of O'ahu, Maui, Hawai'i, and Kaua'i. With respect to applications for the use of pen register, trap, and trace devices, and the release of subscriber's information, there were no applications filed by the Attorney General and the Prosecuting Attorneys of the City and County of Honolulu, Hawai'i, and Kaua'i.

The Prosecuting Attorney of the County of Maui reported the following:

- (1) There were six (6) wiretap orders applied for in 2018;
- (2) The kind of orders applied for were Interception of wire, oral, or electronic communications;
- (3) Each order was granted as applied for;

- (4) The period of interceptions for the orders, including two (2) extensions, was as follows:
  - June 21, 2018 to July 20, 2018;
  - July 21, 2018 to August 19, 2018 (extension);
  - June 21, 2018 to July 20, 2018;
  - July 16, 2018 to August 15, 2018;
  - August 16, 2018 to August 21, 2018 (extension); and
  - July 26, 2018 to August 21, 2018.
- (5) The offense specified in the orders or applications was for a violation of Hawai'i Revised Statutes Section 712-1241, Promoting a Dangerous Drug in the First Degree;
- (6) Officer Aaron Souza of the Maui Police Department requested the application and the Prosecuting Attorney, John D. Kim, of the Department of the Prosecuting Attorney, Maui County, Hawai'i authorized the request for the application;
- (7) The intercepted communications were monitored within a secured area of a Maui Police Department Station, accessible only to authorized personnel, located in Maui County;
- (8) A general description of the interceptions made under such orders or extensions, include the following:
  - (A) The nature and frequency of incriminating communications intercepted are as follows:

Approximately 11% of intercepted voice calls and approximately 20% of the text messages were pertinent, or incriminating.
  - (B) The nature and frequency of other communications intercepted are as follows:

Approximately 89% of the voice calls and approximately 80% of the text messages intercepted were other communications.
  - (C) The approximate number of persons whose communications were intercepted are as follows:

The communications of approximately three hundred seventy-two (372) persons were intercepted.
  - (D) The approximate nature, amount and cost of the personnel and other resources are as follows:

There were thirty (30) authorized personnel monitoring the interception of communications at an approximate cost of \$160,000.
- (9) There were no arrests made as this remains an ongoing investigation and arrests were pending.
- (10) No trials have resulted from the interceptions as of this date;
- (11) No motions to suppress have been made with respect to the interceptions as of this date;

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(12) No convictions have resulted from the interceptions as of this date.

Should your staff have any questions, they should not hesitate to contact Karen Takahashi at (808) 539-4896.

Sincerely,

A handwritten signature in blue ink that reads "Rodney A. Maile". The signature is written in a cursive, flowing style.

Rodney A. Maile  
Administrative Director of the Courts